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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

This Application of:

Norman et al.

Serial No.: 10/076,795

Filing Date: February 12, 2002

For: SYSTEM, APPARATUS AND METHOD FOR PROVIDING CONTROL OF A TOLL
VEHICLE

Examiner: Unknown

Group Art Unit: Unknown

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APR 26 2002

OFFICE OF PETITIONS

Box Petitions
Commissioner for Patents
P. O. Box 2327
Arlington, VA 22202

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On April 17, 2002

Signature: Carol Marsteller

05/23/2002 HHQHAAH1 00000007 10076795

01 FC:201
02 FC:202
03 FC:203370.00 OP
210.00 OP
225.00 OPPETITION TO EXCUSE ERROR IN STATUS AS
SMALL ENTITY UNDER 37 CFR 1.28(c)

Dear Sir:

In accordance with 37 CFR §1.28(c), Applicant respectfully requests that the Commissioner excuse the error in status as small entity. An unintentional oversight resulted in payment as a small entity for the pending Patent Application 10/076,795. By submission of this Petition, Applicants are compliant with 37 C.F.R. §1.27(2)(i). Applicants submit that the small entity status for the associated Provisional Patent Application 60/268,447 to which the pending application claims priority is/was correct.

In accordance with 37 C.F.R. §1.28(c), Applicant herein includes a deficiency calculation and payment of the deficiency for the filing fee, which was the only payment made to date for the pending application.

As calculated below, Applicant submits herewith payment of the deficiency between the amount paid and the amount due because of the failure to properly claim large entity status. The fee has been calculated as follows:

Adjustment date: 04/26/2002 GTEFFERA
02/25/2002 MBIZUNES 00000054 100447 10076795
01 FC:201 370.00 CR
02 FC:203 225.00 CR
03 FC:202 210.00 CR

04/26/2002 GTEFFERA 00000054 100447 10076795

01 FC:101		740.00 OP
02 FC:102	225.00 CH	195.00 OP
03 FC:103	450.00 CH	

Adjustment date: 05/23/2002 HHQHAAH1
04/26/2002 GTEFFERA 00000054 100447 10076795
01 FC:101 -740.00 OP
02 FC:102 225.00 CR -195.00 OP
03 FC:103 450.00 CR

PATENT APPLICATION

Serial No. 50097-00008USPT

Filing Fee	Small Entity Fee Paid	Then-Current Large Entity Fee Due	Amount Owed (Difference)
Filing fee	\$370	\$740	\$370
Total Claims (Extra - 25)	225	450	225
Total Independent Claims (Extra - 5)	42	84	210
Petition Fee			130
Total Amount Due:			\$935

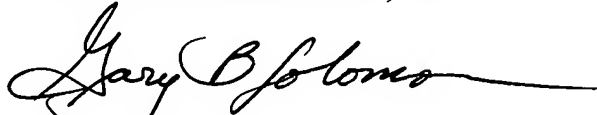
☒ Check in the amount of \$935.00 (for deficiency) are enclosed herewith.

Applicant respectfully requests that this Petition to Excuse Error be granted.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit of any over payment or underpayment to Deposit Account No. 10-0447. This sheet is attached in duplicate.

Respectfully submitted,

JENKENS & GILCHRIST, P.C.



Gary B. Solomon
Registration No. 44,347

Date: April 17, 2002

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